



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85726

John Michael LEADBEATER, et al.

Appln. No.: 10/520,786

Group Art Unit: Not Yet Known

Confirmation No.: Not Yet Known

Examiner: Not Yet Known

Filed: January 11, 2005

For:

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## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/520,786

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicant encloses herewith a copy of a Communication from a

foreign patent office in a counterpart application citing such documents, together with an

English-language version (if not already included) of at least that portion of the Communication

indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: March 16, 2005

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Substitu	ite for Form 1449 A	& R/PTO		Complete if Known		
Substite				Application Number	10/520,786	
1	INFORM	MATION DI	SCLOSUKE 1 P &	Confirmation Number	Not Yet Known	
			PPLICANT	Filing Date	January 11, 2005	
				First Named Inventor	John Michael LEADBEATER	
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	Sheet	1	of Kan water	Attorney Docket Number	Q85726	

U.S. PATENT DOCUMENTS							
Examiner	Cite	Document Number		Publication Date			
Initials*	No.1	Number	Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document		
7N.D./		US 4,370,350		01/25/1983	Fisher, et al.		
/N.D./		US 6,322,806	Bl	11/27/2001	Ream, et al.		
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FOREIGN PATENT DOCUMENTS								
Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date	Name of Patentee or			
	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>		
	wo	86/03967	[	07/17/1986	Gerhard Gergely	Abstract		
	EP	0 267 160	A2	05/11/1988	Warner-Lambert Company			
	wo	94/22323		10/13/1994	Wm Wrigley Jr. Company			
	wo	9603111	A1	02/08/1996	APR Applied Pharma Research S.A.			
	WO	01/93694	A1	12/13/2001	Capricorn Pharma. Inc.			
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		Cite No.1 Country Code3 WO EP WO WO	Cite No.1         Country Code3         Number4           WO         86/03967           EP         0 267 160           WO         94/22323           WO         9603111	Cite No.¹         Foreign Patent Document           Country Code³         Number⁴         Kind Code⁵ (if known)           WO         86/03967           EP         0 267 160         A2           WO         94/22323           WO         9603111         A1	Cite No.¹         Foreign Patent Document         Publication Date MM-DD-YYYY           Country Code³         Number⁴         Kind Code⁵ (if known)         MM-DD-YYYY           WO         86/03967         07/17/1986           EP         0 267 160         A2         05/11/1988           WO         94/22323         10/13/1994           WO         9603111         A1         02/08/1996	Cite No.¹         Foreign Patent Document         Publication Date MM-DD-YYYY         Name of Patentee or Applicant of Cited Document           WO         86/03967         07/17/1986         Gerhard Gergely           EP         0 267 160         A2         05/11/1988         Warner-Lambert Company           WO         94/22323         10/13/1994         Wm Wrigley Jr. Company           WO         9603111         A1         02/08/1996         APR Applied Pharma Research S.A.		

NON PATENT LITERATURE DOCUMENTS				
Examiner Cite Initials* No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			
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	/Nikki Dees/		02/21/2008
Examiner Signature		Date Considered	02/21/2000

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.